

19 March 1971

1. Attached is package on Fulbright Amendment impact on Laos activities, with expanded spread sheet, for use in the Director's appearance beofre the Senate Foreign Relations Committee on 23 March.

2. Copy is down with [redacted] to confirm accuracy of data, which is based on data given to Carver by FE [redacted]

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3. Who else should receive complete package -- OGC, Carver, [redacted]

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October 7, 1970

MISSILE CONSTRUCTION
IONS ON DEPLOYMENT

for the Safeguard anti-ballistic
the Department of the Army as

g facilities and acquisition of real
522,000,000.

est., and evaluation facilities at the Vokh.

g. four hundred units, \$8,800,000;
site, Montana, two hundred units,
site, North Dakota, two hundred

appropriated for the purposes of
pl.

his section (except subsection (b)) as and limitations of the Military 071, in the same manner as if such that Act.

e authorizations of military con-
ary of the Army or his designee is
ch terms and conditions as he may
ty-five units of temporary family
basis by military and civilian per-
pense and their dependents at each
th any military construction and
a equipment which is or may here-
t site, if the Secretary of the Army
h temporary housing is necessary in
and installation and checkout of
ary housing is not otherwise avail-
conditions.

orized by this or any other Act may propose of initiating deployment of any site other than Whiteman Air Force Base, except that funds may be obligated for advanced preparation (site survey, and the procurement of long lead time missile system site at Francis B. Trask, Wyoming. Nothing in the foregoing shall constitute a limitation on the obligation or authority to deploy an anti-aircraft missile system at any of the following Air Force Bases, Grand Forks Air Force Base, Grand Forks, North Dakota; Fairchild Air Force Base, Great Falls, Montana.

GENERAL PROVISIONS

with grave concern the deepening in the Middle East and the clear and rising from such involvement which States. In order to restore and maintain the Middle East, by furnishing to Israel in security, the President is authorized to sell, or guaranty, such aircraft, to maintain, and protect such aircraft, any past, present, or future increased

October 7, 1970

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Pub. Law 91-441

84 574. 616

military assistance provided to other countries of the Middle East. Any such sale, credit sale, or guaranty shall be made on terms and conditions not less favorable than those extended to other countries which receive the same or similar types of aircraft and equipment. The authority contained in the second sentence of this section shall expire September 30, 1972.

Conditions.

SEC. 502. Subsection (a) of section 401 of Public Law 89-367, approved March 15, 1966 (80 Stat. 37), as amended, is hereby amended to read as follows:

Needs, availability for
Vietnamese
forces, etc.
83 Stat. 206.

"(a) (1) Not to exceed \$2,800,000,000 of the funds authorized for appropriation for the use of the Armed Forces of the United States under this or any other Act are authorized to be made available for their stated purposes to support: (A) Vietnamese and other free world forces in support of Vietnamese forces, (B) local forces in Laos and Thailand; and for related costs, during the fiscal year 1971 on such terms and conditions as the Secretary of Defense may determine. None of the funds appropriated to or for the use of the Armed Forces of the United States may be used for the purpose of paying any overseas allowance, per diem allowance, or any other addition to the regular base pay of any person serving with the free world forces in South Vietnam if the amount of such payment would be greater than the amount of special pay authorized to be paid, for an equivalent period of service, to members of the Armed Forces of the United States (under section 310 of title 37, United States Code) serving in Vietnam or in any other hostile fire area, except for continuation of payments of such additions to regular base pay provided in agreements executed prior to July 1, 1970. Nothing in clause (A) of the first sentence of this paragraph shall be construed as authorizing the use of any such funds to support Vietnamese or other free world forces in actions designed to provide military support and assistance to the Government of Cambodia or Laos."

Fulbright
Amend. (a)

77 Stat. 220;
79 Stat. 547.

Laos.
Goldlight
Amend)

"(2) No defense article may be furnished to the South Vietnamese forces, other free world forces in Vietnam, or to local forces in Laos or Thailand with funds authorized for the use of the Armed Forces of the United States under this or any other Act unless the government of the forces to which the defense article is to be furnished shall have agreed that—

"(A) it will not, without the consent of the President—

"(i) permit any use of such article by anyone not an officer, employee, or agent of that government,

“(ii) transfer, or permit any officer, employee, or agent of that government to transfer such article by gift, sale, or otherwise, or

"(iii) use or permit the use of such article for purposes other than those for which furnished;

"(B) it will maintain the security of such article, and will provide substantially the same degree of security protection afforded to such article by the United States Government;

"(C) it will, as the President may require, permit continuous observation and review by, and furnish necessary information to, representatives of the United States Government with regard to the use of such article; and

"(D) unless the President consents to other disposition, it will return to the United States Government for such use or disposition as the President considers in the best interests of the United States, any such article which is no longer needed for the purposes for which it was furnished.

Vietnamese
forces, etc.,
support.

84 STAT. 2037

Limitations.

77 Stat. 216;
79 Stat. 547.

Report to
Congress.

Working
capital funds.
76 Stat. 521.

Payments
prohibited
to convicted
rioters.

Loans to
campus
disruptors,
prohibition.

Procurement
funds, time
limitation.

That none of the funds appropriated by this Act may be used for the purpose of paying any overseas allowance, per diem allowance, or any other addition to the regular base pay of any person serving with the free world forces in South Vietnam if the amount of such payment would be greater than the amount of special pay authorized to be paid, for an equivalent period of service, to members of the Armed Forces of the United States under section 310 of title 37, United States Code, serving in Vietnam or in any other hostile fire area, except for continuation of payments of such additions to regular base pay provided in agreements executed prior to July 1, 1970. *Provided further*, That nothing in clause (1) of the first sentence of this subsection shall be construed as authorizing the use of any such funds to support Vietnamese or other free world forces in actions designed to provide military support and assistance to the Government of Cambodia or Laos. *Provided further*, That nothing contained in this section shall be construed to prohibit support of actions required to insure the safe and orderly withdrawal or disengagement of U.S. Forces from Southeast Asia, or to aid in the release of Americans held as prisoners of war.

(b) Within thirty days after the end of each quarter, the Secretary of Defense shall render to Congress a report with respect to the estimated value by purpose, by country, of support furnished from such appropriations.

Sec. 839. During the current fiscal year, cash balances in working capital funds of the Department of Defense established pursuant to section 2208 of title 10, United States Code, may be maintained in only such amounts as are necessary at any time for cash disbursements to be made from such funds: *Provided*, That transfers may be made between such funds in such amounts as may be determined by the Secretary of Defense, with the approval of the Office of Management and Budget.

SEC. 840. No part of the funds appropriated under this Act shall be used to pay salaries of any Federal employee who is convicted in any Federal, State, or local court of competent jurisdiction, of inciting, promoting, or carrying on a riot, or any group activity resulting in material damage to property or injury to persons, found to be in violation of Federal, State, or local laws designed to protect persons or property in the community concerned.

Sec. 841. No part of the funds appropriated under this Act shall be used to provide a loan, guarantee of a loan or a grant to any applicant who has been convicted by any court of general jurisdiction of any crime which involves the use of or the assistance to others in the use of force, trespass or the seizure of property under control of an institution of higher education to prevent officials or students at such an institution from engaging in their duties or pursuing their studies.

SEC. 842. (a) Appropriations heretofore made available for Procurement of Equipment and Missiles, Army; Procurement of Aircraft and Missiles, Navy; Other Procurement, Navy; Procurement, Marine Corps; Aircraft Procurement, Air Force; Missile Procurement, Air Force; Other Procurement, Air Force; Procurement, Defense Agencies; and Special Foreign Currency Program shall not be available for obligation after June 30, 1973. Appropriations heretofore made available for Shipbuilding and Conversion, Navy, shall not be available for obligation after June 30, 1975. Appropriations heretofore made available under the headings Research, Development, Test, and Evaluation, Army; Research, Development, Test, and Evaluation,

Fulbright
Associates

Fulbright
Award

Amendment
to
Amendment

Navy; Research, Development, Research, Development) shall not be available for obligation until the appropriation shall be merged with the appropriation period as appropriate.

(b) Section 642 of 1970 (Public Law 91-1, repeated.

Sec. 842. In line with the policy of the United States, none of the funds may be used to finance the introduction of troops into Laos or Thailand.

Sec. 841. None of the
available for the purpose.
91-511, approved October 1

SEC. 845. After June 15, 1962, to be available to support in the Department of Defense (military and naval) under the Intelligence and Defense.

This Act may be cited as
Act, 1971."

Approved January

LEGISLATIVE HISTORY:

HOUSE REPORTS: No. 91-1570
and 91-1799

SENATE REPORT No. 91-1392
CONGRESSIONAL RECORD, Vol.

Oct. 3, considered on
Dec. 8, considered on
Dec. 16, House agreed

Dec. 23, 1944

Dec. 29, 1901, House and Senate

(Cooper-Church Amendment)

January 11, 1971

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Pub. Law 91-668

84 STAT. 2038

Navy; Research, Development, Test, and Evaluation, Air Force; and Research, Development, Test, and Evaluation, Defense Agencies shall not be available for obligation after June 30, 1972. Each such appropriation shall be merged with and shall be available for the same time period as appropriations made in this Act under the same head.

(b) Section 642 of the Department of Defense Appropriation Act, 1970 (Public Law 91-171, approved December 29, 1969), is hereby repealed. Repeal.
83 Stat. 487.

Sec. 843. In line with the expressed intention of the President of the United States, none of the funds appropriated by this Act shall be used to finance the introduction of American ground combat troops into Laos or Thailand.

Laos or
Thailand,
introduction of
combat troops,
prohibition.
ABM sites,
prohibition.
Ante, p. 1224.
Certain Defense
employees,
limitation.

Sec. 844. None of the funds appropriated in this Act shall be available for the purposes authorized by section 610, Public Law 91-511, approved October 26, 1970.

Sec. 845. After June 15, 1971, no part of the funds in this Act shall be available to support in excess of 138,000 personnel of the Department of Defense (military and civilian) assigned to activities managed under the Intelligence and Security Program of the Department of Defense.

This Act may be cited as the "Department of Defense Appropriation Act, 1971." Short title.

Approved January 11, 1971.

LEGISLATIVE HISTORY:

HOUSE REPORTS: No. 91-1570 (Comm. on Appropriations) and Nos. 91-1759 and 91-1799 (Comm. of Conference).

SENATE REPORT No. 91-1392 (Comm. on Appropriations).

CONGRESSIONAL RECORD, Vol. 116 (1970):

Oct. 8, considered and passed House.

Dec. 8, considered and passed Senate, amended.

Dec. 16, House agreed to Conference Report No. 91-1759; concurred in certain Senate amendments with amendments.

Dec. 28, Senate tabled Conference Report No. 91-1759; insisted on its amendments and requested further conference.

Dec. 29, House and Senate agreed to Conference Report No. 91-1799.

84 STAT. 1942
84 STAT. 1943

Foreign
currencies,
Pakistan.

U.S. troops
in Cambodia,
restriction
on funds.

Cooper/Church
AMEND.

75 Stat. 424;
82 Stat. 966.
22 USC 2151-
2410.

Additional
assistance,
Cambodia.
22 USC 2310,
2360, 2364.

Notification
to Congress.

(2) by striking out the period at the end thereof and inserting the following: "Provided, That, in addition to any other funds available for such purpose, \$15,000,000 of the amount authorized for the fiscal year 1971 may be used only for the purpose of relief, rehabilitation, and reconstruction assistance for the benefit of cyclone, tidal wave, and flood victims in East Pakistan."

(b) Excess foreign currencies held in Pakistan not allocated on the date of enactment of this section are authorized to be appropriated for a period of one year from such date of enactment to help Pakistan withstand the disaster which has occurred.

Sec. 7. (a) In line with the expressed intention of the President of the United States, none of the funds authorized or appropriated pursuant to this or any other Act may be used to finance the introduction of United States ground combat troops into Cambodia, or to provide United States advisers to or for Cambodian military forces in Cambodia.

(b) Military and economic assistance provided by the United States to Cambodia and authorized or appropriated pursuant to this or any other Act shall not be construed as a commitment by the United States to Cambodia for its defense.

Sec. 8. The Foreign Assistance Act of 1961 is amended by adding at the end thereof the following new section:

"SEC. 652. LIMITATION UPON ADDITIONAL ASSISTANCE TO CAMBODIA.—The President shall not exercise any special authority granted to him under sections 506(a), 610(a), and 614(a) of this Act for the purpose of providing additional assistance to Cambodia, unless the President, at least thirty days prior to the date he intends to exercise any such authority on behalf of Cambodia (or ten days prior to such date if the President certifies in writing that an emergency exists requiring immediate assistance to Cambodia), notifies the Speaker of the House of Representatives and the Committee on Foreign Relations of the Senate in writing of each such intended exercise, the section of this Act under which such authority is to be exercised, and the justification for, and the extent of, the exercise of such authority."

Approved January 5, 1971.

LEGISLATIVE HISTORY:

HOUSE REPORTS: No. 91-1670 (Comm. on Foreign Affairs) and No. 91-1791 (Comm. of Conference).

SENATE REPORT No. 91-1487 (Comm. on Foreign Relations).

CONGRESSIONAL RECORD, Vol. 116 (1970):

Dec. 9, considered and passed House.

Dec. 15, 16, considered and passed Senate, amended.

Dec. 22, House and Senate agreed to conference report.

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